

BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH

---oo0oo---

IN THE MATTER OF THE REQUEST	:	
FOR AGENCY ACTION OF MARION	:	
ENERGY, INC. FOR AN ORDER	:	NOTICE OF HEARING
GRANTING AN AQUIFER EXEMPTION	:	
AND APPROVING THE CONVERSION	:	
OF THE ALPINE SCHOOL DISTRICT	:	
#3-17 WELL LOCATED IN SECTION 17,	:	Docket No. 2010-021
TOWNSHIP 13 SOUTH, RANGE 7 EAST,	:	Cause No. UIC-362.1
CARBON COUNTY, UTAH, TO A CLASS	:	
II INJECTION WELL.	:	

---oo0oo---

THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE FOLLOWING  
MATTER.

Notice is hereby given that the Board of Oil, Gas and Mining ("Board"), State of Utah, will conduct a hearing on WEDNESDAY, April 28, 2010, at 9:00 A.M., or as soon thereafter as possible, in the auditorium of the Department of Natural Resources, 1594 West North Temple, Salt Lake City, Utah.

The hearing will be conducted as a formal administrative adjudication in accordance with the rules of the Board as set forth in Utah Administrative Code R641 et seq. as provided for by Utah Code Ann. § 40-6-1 et seq. and Utah Code Ann. § 63G-4-101 through 601.

The purpose of the hearing will be for the Board to receive testimony and evidence regarding a Request for Agency Action that the Board enter an Order:

1. Granting an aquifer exemption for the selected zones in the Ferron Sandstone Member of the Mancos Shale Formation and approving the Alpine School District #6-17 well as a Class II injection well; and
2. Providing such other relief as may be just and equitable under the circumstances.

Objections to the Request for Agency Action must be filed with the Secretary of the Board at the address listed below no later than the 10th day of the month, or two weeks before the scheduled hearing, whichever is earlier. A party must file a timely written objection or other response in order to participate as a party at the Board hearing.

Natural persons may appear and represent themselves before the Board. All other representation by parties before the Board will be by attorneys licensed to practice law in the


State of Utah, or attorneys licensed to practice law in another jurisdiction which meet the rules of the Utah State Bar for practicing law before the Utah Courts.

Persons interested in this matter may participate pursuant to the procedural rules of the Board. The Request for Agency Action, and any subsequent pleadings, may be inspected at the office of the undersigned.

Pursuant to the Americans with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Julie Ann Carter at (801) 538-5277, at least three working days prior to the hearing date.

DATED this 30th day of March, 2010.

STATE OF UTAH  
BOARD OF OIL, GAS AND MINING  
Douglas E. Johnson, Chairman

  
\_\_\_\_\_  
/s/ Julie Ann Carter  
Secretary to the Board  
1594 West North Temple, Suite 1210  
Salt Lake City, Utah 84116  
(801) 538-5277

---

**BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH**

---

IN THE MATTER OF THE REQUEST FOR  
AGENCY ACTION OF MARION ENERGY,  
INC. FOR AN ORDER GRANTING AN  
AQUIFER EXEMPTION AND APPROVING  
THE CONVERSION OF THE ALPINE  
SCHOOL DISTRICT  
#3-17 WELL LOCATED IN SECTION 17,  
TOWNSHIP 13 SOUTH, RANGE 7 EAST,  
CARBON COUNTY, UTAH, TO A CLASS II  
INJECTION WELL.

SUPPLEMENTAL CERTIFICATE OF  
MAILING OF NOTICE OF HEARING

Docket No. 2010-021  
Cause No. UIC-362.1

I hereby certify that I caused a true and correct copy of the Board's March 30, 2010

Notice of Hearing in the above-captioned matter to be mailed by first class mail, postage prepaid,

the 8th day of April 2010 to the following:

Matthew L. Crockett  
Relma M. Miller  
Beatty & Wozniak, P.C.  
216 Sixteenth Street, Suite 1100  
Denver, CO 80202

Hellenic Orthodox Church  
PO Box 688  
Price, UT 84501

Canyon Fuel Company  
c/o ARK Land Company  
Cityplace One, Suite 300  
St. Louis, MO 63141

Oman Ranches LLC  
Attn: Darin Caine  
1504 E. Zenith Avenue  
Salt Lake City, UT 84101

  
\_\_\_\_\_  
Julie Ann Carter